

STATE OF MICHIGAN
COURT OF APPEALS

In the Matter of M.P., D.D.L.P., K.M.P., and R.J-P.,
Minors.

FAMILY INDEPENDENCE AGENCY,

Petitioner-Appellee,

V

TONI LYNN JOHNSON,

Respondent-Appellant,

and

ROBERT JOHNSON,

Respondent.

UNPUBLISHED

January 24, 2003

No. 243146

Calhoun Circuit Court

Family Division

LC No. 01-002377-NA

Before: Cooper, P.J., and Bandstra and Talbot, JJ.

MEMORANDUM.

Respondent Toni Johnson appeals as of right from a circuit court order terminating her parental rights to the minor children pursuant to MCL 712A.19b(3)(c)(i), (g) and (j). We affirm.

The trial court did not clearly err in finding that the statutory grounds for termination had been proved by clear and convincing evidence. *In re IEM*, 233 Mich App 438, 450; 592 NW2d 751 (1999). Although respondent made efforts to comply with the treatment plan, which included repeated referrals for inpatient and outpatient substance abuse treatment, respondent failed to complete treatment and continued to use cocaine throughout the pendency of the case. Further, because at least one ground for termination was established, the trial court was required to terminate respondent-appellant's parental rights unless it found that termination was clearly not in the children's best interests. MCL 712A.19b(5); *In re Trejo*, 462 Mich 341, 364-365; 612 NW2d 407 (2000). The trial court's finding regarding the children's best interests was not

clearly erroneous. Therefore, the trial court did not clearly err in terminating respondent's parental rights. *Id.* at 356-357.

Affirmed.

/s/ Jessica R. Cooper
/s/ Richard A. Bandstra
/s/ Michael J. Talbot